

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

HERMOSA BEACH CITY ELEMENTARY
SCHOOL DISTRICT.

OAH CASE NO. 2011081019

ORDER DENYING DISTRICT'S
MOTION TO COMPEL STUDENT TO
PROVIDE COPY OF ENTIRE
HEARING RECORD

This matter is scheduled for remand on February 11 and 12, 2014, to determine the sole issue of whether the District denied Student a free appropriate public education (FAPE) in its December 11, 2009 Individualized Educational Plan (IEP).

On November 13, 2013, the District filed a motion to compel Student to provide the District with a copy of the entire Administrative Record which was filed in federal court for his appeal. On November 19, 2013, Student filed an objection to the District's motion.

The Administrative Record filed in federal court consists of 3532 pages contained in 13 volumes. As noted by Student, the remand issue is narrowly limited to the December 11, 2009 IEP. Both parties are limited to only that evidence which is relevant to the remand issue. Both Student and the District have previously obtained a copy of the OAH hearing transcript. Further, the District should have all relevant documents relating to the December 11, 2009 IEP in its possession. Therefore, the District's request to compel production of the entire Administrative Record is denied.

IT IS SO ORDERED.

Dated: November 25, 2013

/s/

JUDITH PASEWARK
Administrative Law Judge
Office of Administrative Hearings